



2026:DHC:6464



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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

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Date of Decision: 10.08.2026# **CNR No. DLHC010363452026**+ **W.P.(CRL) 2381/2026**

MANNU@MOGLI

.....Petitioner

Through: Mr. Faisal Khan, Advocate (*through videoconferencing*).

versus

STATE NCT OF DELHI & ANR.

.....Respondents

Through: Ms. Rupali Bandhopadhyaya, ASC for State (*through videoconferencing*) with Mr. Abhijeet Kumar, Advocate and Inspector Rajendra Singh, PS Narela.**CORAM: JUSTICE GIRISH KATHPALIA****J U D G M E N T (ORAL)**

1. For convenience, the prayer clause of this writ petition is extracted below:-

“a) Issue an appropriate writ, order or direction directing the Learned Trial Court to secure the presence of the material eye-witness, namely Deepak, by adopting all measures permissible in law, including coercive process, wherever warranted, and to record his testimony within a fixed period, preferably within Three weeks;

b) Direct that no unnecessary adjournment shall be granted to the prosecution on account of the absence of the said witness unless exceptional circumstances are recorded in writing;

c) Direct the prosecution and the Investigating Officer to ensure the

*W.P.(CRL) 2381/2026**Page 1 of 3 pages*

Signature Not Verified

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By: DIKSHA KAWAT
Signing Date: 10.08.2026
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**GIRISH
KATHPALIA**

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From order dated 29.05.2026, it does not appear that signatures of witness Deepak were obtained on the ordersheet in order to be sure that Deepak had noted down the next date. That being so, absence of Deepak on 05.06.2026 is understandable, so learned trial court directed issuance of fresh summons to him, and rightly so.

5. It certainly is not a case where the trial is being protracted, for which the petitioner would approach this Court and seek directions of the nature in the prayer clause extracted above. The present petition is not just devoid of merit and frivolous, but appears to have been filed with some mischievous purpose, so it is dismissed with cost of Rs. 20,000/- to be deposited by the petitioner online with www.bharatkeveer.gov.in within one week from today.

6. Copy of this order be sent to the trial court to ensure compliance.

GIRISH
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(JUDGE)

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AUGUST 10, 2026/dr